

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

CLIFFORD THOMPSON,

Civil Nos. 16-4024 (JRT/LIB)

Plaintiff,

v.

WESTMOR INDUSTRIES,

**ORDER ADOPTING REPORT
AND RECOMMENDATIONS**

Defendant,

Clifford Thompson, 25417 County Road 1, Hancock, MN 56244, *pro se* plaintiff.

Melissa Dosick Riethof, Bradley Lindeman, **MEAGHER & GEER, P.L.L.P.**, 33 South Sixth Street, Suite 4400, Minneapolis, MN 55402, for defendant.

Based upon the Report and Recommendation of United States Magistrate Judge Leo I. Brisbois, and after an independent review of the files, records and proceedings in the above-entitled matter, **IT IS HEREBY ORDERED** that Defendant's Motion to Dismiss, [Docket No. 4], is **DENIED WITHOUT PREJUDICE** as moot.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: June 30, 2017
at Minneapolis, Minnesota

s/John R. Tunheim
JOHN R. TUNHEIM
Chief Judge
United States District Court